

determines whether a single judge should preside over pretrial proceedings of the six related actions in the MDL Motion which contain common factual questions in that all of the plaintiff's claims arise out of similar purported violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 *et seq.* (the "FDCPA").

2. The present action has been included in the MDL Motion and this Court would be the venue for the other related cases for coordinated or consolidated pretrial proceeding. Exhibit A at 9-10. The Defendants request the Court stay this case while the motion for the transfer of the present action to the MDL is pending to avoid inconsistent pretrial rulings, duplicative discovery obligations, overlapping classes, and to promote the just and efficient conduct of this litigation. Proceeding with the present action despite the pendency of the MDL Motion will likely cause the parties and the Court to expend substantial resources. Should the MDL Panel transfer this case, this Court will have jurisdiction of this matter and other related matters for pretrial purposes, and a single judge will be assigned to determine these issues in all of the Convergent cases pending nationwide. A temporary stay pending the MDL Panel's decision will alleviate the potential for wasting judicial and party resources and for unnecessary procedural complexity.

3. The Court has the sole discretion to stay proceedings where it serves the interests of judicial economy and efficiency.

WHEREFORE, for these reasons, the Defendants respectfully request that the Court stay this case pursuant to its inherent authority until the MDL Panel rules on the pending MDL Motion.

Dated: December 30, 2014.

[Full Signature on Following Page]

Respectfully submitted,

ROBBIE MALONE, PLLC

/s/ Robbie Malone

ROBBIE MALONE

State Bar No. 12876450

Email: rmalone@rmalonelaw.com

EUGENE XERXES MARTIN, IV

State Bar No. 24078928

Email: ymartin@rmalonelaw.com

ROBBIE MALONE, P.L.L.C.

Northpark Central, Suite 1850

8750 North Central Expressway

Dallas, Texas 75231

TEL: (214) 346-2630

FAX: (214) 346-2631

COUNSEL FOR DEFENDANT

CERTIFICATE OF CONFERENCE

This is to certify that on December 29, 2014, counsel for Defendants exchanged e-mails with counsel for Plaintiff. Plaintiff's counsel is opposed to Defendants Motion to Stay.

/s/ Xerxes Martin

XERXES MARTIN

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing document has been forwarded via CM/ECF on this 30th day of December, 2014 to:

Andrew T. Thomasson, Esq.
NJ Bar No. 048362011; SDTX No 2347873
Thomasson Law, LLC
101 Hudson Street, 21st Floor
Jersey City, NJ 07302
P. (201) 479-9969
F. (855) 479-9969

/s/ Robbie Malone

ROBBIE MALONE